

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF IDAHO (COUER D'ALEN)

PROOF OF CLAIM

Name of Debtor  
Frank L. Chapin  
Sydney L. Gutierrez-Chapin

Case Number  
02-20218

NOTE: This form should not be used to make a claim for administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

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Name of Creditor (The person or other entity to whom the debtor owes money or property):

Robert Kovacevich and Yvonne Kovacevich

Name and Address where notices should be sent:

Robert Kovacevich and Yvonne Kovacevich  
4603 S Pittsburg  
Spokane WA 99223

- ☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars
- ☐ Check box if you have never received any notice from the bankruptcy court in this case.
- ☐ Check box if the address differs from the address on the envelope sent to you by the court.

THIS SPACE FOR COURT USE ONLY

Telephone Number:

Account or other number by which creditor identifies debtor:

Check here if ☐ replaces this claim ☐ amends a previously filed claim, dated

1. Basis For Claim:

- ☐ Goods sold
- ☐ Services performed
- ☐ Money loaned
- ☐ Personal injury/wrongful death
- ☐ Taxes
- ☒ Other See Attached

- ☐ Retire benefits as defined in 11 U.S.C. § 1114(a)
- ☐ Wages, salaries, and compensations (Fill out below)
- Your SS# \_\_\_\_\_
- Unpaid compensation for services performed from \_\_\_\_\_ to \_\_\_\_\_ (date) (date)

2. Date debt was incurred:

3. If court judgment, date obtained:

4. Total Amount of Claim at Time Case Filed:

\$ 1,500,000 (estimated)

If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below.

☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attached itemized statement of all interest or additional charges.

5. Secured Claim.

☐ Check this box if your claim is secured by collateral (including right of setoff).

Brief Description of Collateral:

- ☐ Real Estate ☐ Motor Vehicle
- ☐ Other

Value of Collateral: \$ \_\_\_\_\_

Amount of arrearage and other charges at time case filed included in secured claim, if any \$ \_\_\_\_\_

6. Unsecured Priority Claim.

- ☐ Check this box if you have an unsecured priority claim
- Amount entitled to priority \$ \_\_\_\_\_
- Specify the priority of the claim.
- ☐ Wages, salaries, or commission (up to \$4,3000), \*earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier-11 U.S.C. § 507(a)(3).
- ☐ Contributions to an employee benefit plan - U.S.C. § 507(a)(4).
- ☐ Up to \$1,950\* of deposits toward purchase, lease or rental of property or services for personal, family or household use-11 U.S.C. § 507(a)(6)
- ☐ Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7).
- ☐ Taxes or penalties of governmental units-11 U.S.C. § 507(a)(8).
- ☐ Other-Specify applicable paragraph of 11 U.S.C. § 507(a)( )

\*Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment

7. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.

8. Supporting Documents: Attached copies of supporting documents such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements and evidence of perfection of lien, DO NOT SENT ORIGINAL DOCUMENTS. If the documents are not available, explain. If the docents are voluminous, attach a summary.

9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this poof of claim.

Date JUN 7 2002

Sign and print the name and title, if any of the creditor or other person authorized to file this claim (attached copy of power of attorney, if any):

ROBERT E. KOVACEVICH, POWER

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both 18 U.S.C. §§ 152 and 3571.

In Re:        Frank L. Chapin  
             Sydney L. Gutierrez - Chapin

No. 02-20218

Attachment to Proof of Claim filed by:  
             Robert Kovacevich and Yvonne Kovacevich

Estimated Third Party Liability/Counterclaim/Crossclaim American Lutheran Church, et al. v. Leaf Spokane Superior Court No. 01206413-9	\$	1,000,000
Estimated cost of defense of above		300,000
Estimated damages for fraud, misrepresentation, outrage, lost income, attorney's fees		200,000
	\$	<u>1,500,000</u>